IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE A.GOPAL REDDY**

**WRIT PETITION NO : 19344 of 2004**

Between:

1 K. Radha Krishna Reddy, S/o. Rami Reddy,
R/o. Indupuru Village, Allur Mandal, Nellore District.
2 K. Pattabhirami Reddy, S/o. Late Venkata Subba Reddy,
R/o. Indupuru Village, Allur Mandal, Nellore District.

**..... PETITIONERS**

AND

1 The Commissioner of Land Administration, Andhra Pradesh, Hyderabad.
2 The Joint Collector, Nellore.
3 The Revenue Divisional Officer, Kavali, Nellore District.
4 The Mandal Revenue Officer, Allur, Nellore District.
5 Mulumudi Audi Seshadri Reddy, S/o. Papi Reddy,
R/o. Indupur Village, Allur Mandal, Nellore District.
6 Mulumudi Venkata Subba Reddy, S/o. Papi Reddy,
R/o. North Mopur Village, Allur Mandal, Nellore District.

**.....RESPONDENT(S)**

*Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction particularly Writ of Mandamus directing the respondents 1 to 4 take immediate action to evict the respondents 5 and 6 from S.No.711 which is a Donka Poramboke Rasta of Purini Village, Allur Mandal, Nellore District.*

***Counsel for the Petitioner: MR.M.N.NARASIMHA REDDY,Advocate.***

***Counsel for the Respondents 1 to 4.: Govt. Pleader for REVENUE***

Counsel for the respondents 5 &6:

**The Court at the admissions stage made the following:**

**Oral Order:**

The only grievance ventilated by the petitioners in the present writ petition is that inspite of Commissioner of Appeals—1st respondent by order dated 07-07-1999, in an appeal filed by the 2nd petitioner herein and 7 others, remanded the matter to the Joint Collector to dispose of the matter after giving due opportunity to the parties, but the Joint Collector has not so far disposed of the same as directed by the 1st respondent.

Heard the learned counsel for the petitioner and learned Government Pleader for Revenue and he has no objection to direct the Joint collector—2nd respondent to dispose of the matter in the light of the order passed by the 1st respondent.

Having regard to the said fact when once the matter is remitted to the 2nd respondent, he is under obligation to dispose of the same. Accordingly, the 2nd respondent is hereby directed to dispose of the matter after giving due opportunity to the revision petitioners (2nd petitioner herein and others) and respondents 5 and 6, if the matter is not already disposed of, and communicate the same.

The writ petition is accordingly disposed of. No costs.

_____ A.GOPAL REDDY, J.

27-10-2004

***Murthy***

*ASSISTANT REGISTRAR*

*// TRUE COPY //*

*SECTION OFFICER*

To

1 The Commissioner of Land Administration, Andhra Pradesh, Hyderabad.
2 The Joint Collector, Nellore.
3 The Revenue Divisional Officer, Kavali, Nellore District.
4 The Mandal Revenue Officer, Allur, Nellore District.
5. Two CCs to the Govt. Pleader for Revenue, High Court

Buildings, Hyderabad (OUT)

6.Two CD copies.